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U.S. Department of Commerce
Patent and Trademark Office
PATENT

PTO/SB/380

APR 27 2005

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
Filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/929,174
Filing Date	August 13, 2001
First Named Inventor	Brian MINEAR
Group Art Unit	2682
Examiner Name	Raymond B. Persino
Attorney Docket Number	010239

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which estimated RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. ☐ Other
- b. ☒ Enclosed
- i. ☒ Amendment/Reply (19 pages)
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Return Postcard
- 04/28/2005 SHASSEN1 00000013 170026 09929174
- 01 FC:1801 790.00 DA
- 02 FC:1252 450.00 DA
- 03 FC:1201 600.00 DA

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)
- b. ☐ Other

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 which the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 17-0026. A duplicate sheet is enclosed for fee processing.
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) \$790.00
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.117) months \$
- iii. ☒ Other \$450.00 for 9 extra claims; \$600.00 for 3 extra independent claims – total \$1050.00.
- b. ☐ Check in the amount of \$ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Date	April 25, 2005	Signature	Robert J. O'Connell
Robert J. O'Connell		Robert J. O'Connell, Reg. No. 44,265 (858) 651-4361	

CERTIFICATE OF MAILING OR TRANSMISSION

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Name (Print Type)	Tami M. Procopio	Date	April 25, 2005
Signature	Tami M. Procopio		

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Attn: Patent Department
5775 Morehouse Drive
San Diego, California 92121-1714
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of

Brian MINEAR, et al.

Serial No. 09/929,174

Filed: August 13, 2001

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For: SYSTEM AND METHOD FOR
LICENSING APPLICATIONS ON
WIRELESS DEVICES OVER A
WIRELESS NETWORK

Examiner: Raymond B. Persino

Group No. 2682

RCE AND AMENDMENT

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Final Office Action dated January 25, 2005, please accept this RCE and amend the above-identified application as follows:

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☒ Deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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(type or print name)

Date: April 25, 2005

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☐ Transmitted by facsimile to the Patent and Trademark Office.

Depositor's Name: _____
(type or print name)

Signature: Tami M Procopio